



Applicant or Patentee: David M. Armistead et al. Attorney's  
Serial or Patent No.: 09/431,469 PATENT TRADEMARK  
Filed or Issued: 11/01/99 Docket No.: VPI/95-09DIV  
For: MOLECULES COMPRISING A CALCINEURIN-LIKE BINDING POCKET AND ENCODED  
DATA STORAGE MEDIUM CAPABLE OF GRAPHICALLY DISPLAYING THEM

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 C.F.R. 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am:

The owner of the small business concern identified below:  
 An official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Vertex Pharmaceuticals, Incorporated  
ADDRESS OF CONCERN 130 Waverly Street  
Cambridge, Massachusetts 02139-4242

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 37 C.F.R. 1.9(d) and 13 C.F.R. 121.802, and reproduced in 37 C.F.R. 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled MOLECULES COMPRISING A CALCINEURIN-LIKE BINDING POCKET AND ENCODED DATA STORAGE MEDIUM CAPABLE OF GRAPHICALLY DISPLAYING THEM by inventor(s) David M. Armistead, Matthew James Fitzgibbon, Mark Andrew Fleming, James P. Griffith, Eunice E. Kim, Joseph L. Kim, Michael D. Sintchak, John Allan Thomson, and Keith P. Wilson described in:

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the

invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 C.F.R. 1.9(d) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. 1.27)

NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_

INDIVIDUAL  SMALL BUSINESS CONCERN  NONPROFIT ORGANIZATION

NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_

INDIVIDUAL  SMALL BUSINESS CONCERN  NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Andrew S. Marks  
TITLE OF PERSON OTHER THAN OWNER Chief Patent Counsel  
ADDRESS OF PERSON SIGNING 130 Waverly Street  
Cambridge, Massachusetts 02139-4242

SIGNATURE Andrew S. Marks DATE 2/28/00



**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE  
UNITED STATE PATENT AND TRADEMARK OFFICE**

**LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)**

Nandakumar Govindaswamy is hereby given limited recognition under 37 CFR §10.9(b) as an employee of Fish & Neave, to prepare and prosecute patent applications wherein the patent applicant is the client of Fish & Neave and the attorney or agent of record in the applications is a registered practitioner who is a member of Fish & Neave. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Nandakumar Govindaswamy ceases to lawfully reside in the United States, (ii) Nandakumar Govindaswamy's employment with Fish & Neave ceases or is terminated, or (iii) Nandakumar Govindaswamy ceases to remain or reside in the United States on an H-1B visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

**Expires: December 9, 2000**

Harry Moatz  
Harry Moatz, Acting Director  
Office of Enrollment and Discipline